

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

TEVA PHARMACEUTICALS USA, INC.,)	
TEVA PHARMACEUTICAL INDUSTRIES LTD.,)	
and NOVOPHARM, LTD.,)	
)	
Counterclaim Plaintiffs,)	
)	
v.)	C.A. No. 02-1512 (***)
)	
ABBOTT LABORATORIES,)	
FOURNIER INDUSTRIE ET SANTÉ, and)	
LABORATOIRES FOURNIER S.A.,)	
)	
Counterclaim Defendants.)	
)	
IMPAX LABORATORIES, INC.,)	
)	
Counterclaim Plaintiffs,)	
)	
v.)	
)	C.A. No. 03-120 (***)
ABBOTT LABORATORIES,)	
FOURNIER INDUSTRIE ET SANTÉ, and)	
LABORATOIRES FOURNIER S.A.,)	
)	
Counterclaim Defendants.)	
)	
IN RE TRICOR DIRECT PURCHASER)	
ANTITRUST LITIGATION)	
)	
THIS DOCUMENT RELATES TO:)	
ALL ACTIONS)	
)	
IN RE TRICOR INDIRECT PURCHASER)	
ANTITRUST LITIGATION)	
)	
THIS DOCUMENT RELATES TO:)	
ALL ACTIONS)	
)	

STIPULATION AND PROPOSED ORDER RE SCHEDULE

IT IS HEREBY STIPULATED by the Plaintiffs and the Defendants, subject to the approval of the Court, that the following modification to the schedule (*see, e.g.*, D.I. 521 and D.I. 540 in C.A. No. 02-1512) will apply:

1. Any party serving an initial expert report on December 15, 2006 to which Abbott and Fournier responded on June 29, 2007 may serve a reply report on or before September 28, 2007 to contradict or rebut evidence on the same subject matter.

2. Abbott and Fournier may serve on September 28, 2007 expert reports responsive to Impax's and Teva's expert reports on product improvements served on July 20, 2007.

3. The parties shall work in good faith to promptly provide proposed expert deposition dates for all experts whose reports have been served as of the date of this Order.

4. All other scheduling dates, as modified by the stipulation approved by the Court on July 24, 2007, stand.

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SO ORDERED this _____ day of _____, 2007.

UNITED STATES MAGISTRATE JUDGE

CERTIFICATE OF SERVICE

I hereby certify that on September 6, 2007, I electronically filed the foregoing document using CM/ECF, which will send notification of such filing to all registered participants, including:

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